



ఆంధ్రప్రదేశ్ రాజపత్రము
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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**DISTRICT EDUCATIONAL OFFICER,
KURNOOL.**

Rc.No.326 / B2 / 2021.

Date: 27.07.2022.

O/o. DEO, KURNOOL - REPRESENTATION DT: 21.07.2022 OF Sri. D.VENKATARAMANA, SGT, MPUPS, B.AGRAHARAM (V), GONEGANDLA (M) - REQUEST FOR ACCEPT OF HIS RESIGNATION.

- Read:- 1).G.O.Ms.No:54 School Education – Services – II Department,dt:12.10.2020.
2).G.O.Ms.No:59 School Education – Services – II Department,dt:24.11.2020.
3).W.P.No: 23592 of 2020 filed by Sri. S. Venkateswarlu, Sri. D.Venkataramana, SGT, MPPS, (Main), Duddyla (V), Kothapalli(M) and 19 others.
4).Interim order dt:11.12.2020 in W.P.No:23592 of 2020 of the Hon'ble High Court, A.P, Amravati.
5).Transfer Application ID.No.804605, dt:12.11.2020 Sri. D.Venkataramana, SGT, MPPS, (Main), Duddyla (V), Kothapalli(M).
6).This Office Proc.Rc.No.326/B2/2021, dt:18.01.2021 (Show Cause Notice).
7).This office Proc.Rc.No. 326/B2/2021, Dt: 25.01.2021(Suspension order).
8).This office Prog. Rc.No.326/B2/2021, Dt: 12.02.2021(Article of Charges)
9).This office Prog.Rc.No.326/B2/2021, Dt:09.04.2021(Inquiry Officer appointed)
10).Lr.Rc.No.21/AD/APMS/2021,dt:10.01.2022 of the Assistant Director, AP Models, Kurnool.
11).This office Prog.Rc.No326/B2/2021,Dt:30.06.2021 (Suspension revoked orders).
12).Joining report, Dt:25.01.2022 of Sri.D.Venkataramana, SGT, Karivena(V), Atmakur (M).
13).This office Prog. Rc.No.326/B2/2021, Dt:07.03.2022 (Punishment Awarded).
14).Representation dt: Dt: 22.04.2022 of Sri. D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M).
15).This Office Memo.Rc.No.326/B2/2021, dt:17.05.2022 (Resignation consent letter).
16).Representation dt: Dt:19.05.2022 of Sri. D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M).
17).Representation dt: Dt: 21.07.2022 of Sri. D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M).

1. That vide ref 1st read above, the Government of Andhra Pradesh has issued guidelines for conducting Teacher Transfers 2020 and as per guidelines of Govt. Sri. D.Venkataramana, SGT, MPPS, (Main), Duddiyala (V), Kothapalli(M) has eligible transfer under compulsory grounds.

2. That vide ref 3rd read above, Sri. S. Venkateswarlu, Sri. D.Venkataramana, SGT, MPPS, (Main), Duddiyala (V), Kothapalli(M) and 19 others approached the Hon'ble High Court, AP, Amaravathi vide WP.No.23592 of 2020 seeking direction to "suspend the G.O. Ms.No:59 School Education-Services – II Department, dt:24.11.2020 to the extent of Amendment of Clause 6(i) of the guidelines annexure to G.O.Ms.No:54 School Education-Services – II Department, dt:12.10.2020 by directing the respondents to allot the Station Points maximum 8 years of services in the present station pending disposal of the Writ Petition."

3. That vide ref 4th read above, the Hon'ble High Court, AP, Amravati passed interim orders on 11.12.2020 as follows:

"The learned Government Pleaders seeks time to obtain instructions.

Post on 14.12.2020 in 'motion list'.

"In the meanwhile, the respondents shall permit the petitioners to participate in the counseling for post of Grade-II Headmaster in accordance with the unamended provision of G.O.Ms.No:54 School Education-Services – II Department dt:12.10.2020 and without reference to the amendment carried out in G.O. Ms.No:59 School Education – Services – II Department dt: 24.11.2020 pending further orders."

4. That vide ref 5th read above, Sri D.Venkataramana, SGT, who has working at MPPS, (Main), Duddiyala (V) Kothapalli (M), has completed 8 years of service and he has applied for compulsory transfer through web counseling as under compulsory category during the Teachers Transfers Counselling 2020 (as per his web option) and he has given web options 426 places/ Schools, and he was transferred and posted to Sl.No. 403 opted place/ School i.e MPUPS B.Agraharam (V), Gonegandla (M) through web counseling. Accordingly, he got transfer orders vide Proc.Rc.No:Sp1/2821/2020, dt:14.01.2021 of the District Educational Officer, Kurnool. Further, the Mandal Educational Officer Kothapalli has relieved Sri D.Venkataramana, SGT from his duties on FN of 14.01.2021 vide Prog. Rc.No. 110/MEO/TR/2020, Dt: 14.01.2021 and transfer/relieving orders served him through What's-app to his Mobile and also sent Registered post to his residential address. But, Sri D.Venkataramana, SGT has rejected to receive relieving orders. And he has attended to the School on 18.01.2021 (After Pongal Holidays i.e School Re-opening day) and he himself signed in the attendance register and also not handed over School building keys, self and Bio metric device to the in-charge teacher of the said School. And the said School teacher made a complaint/representation on 22.01.2021 to the MEO, Kothapalli against Sri D.Venkataramana, SGT who has transferred to MPUPS B.Agraharam, Gonegandla

(M) duly stating that, Sri D.Venkataramana, SGT has harassing his School Teachers and not hand over the School records and signed in the Attendance register even after his relieving. And requested to take disciplinary action against Sri D.Venkataramana, SGT, for not obeying the transfer orders of the competent authority and for his misconduct and negligence to hand over charge and he has attended to the School.

5. That vide ref 6th read above, a Show Cause Notice was issued to Sri D.Venakata Ramana, SGT, MPPS, Dudyala(M), Kothapalli(M) with instructions to submit his written explanation as to why disciplinary action should not be taken against him for disobeying and rejecting to receiving the relieving orders. In reply to this office Show Cause Notice, Sri. D.Venkataramana, SGT, MPPS, (Main), Duddyala (V), Kothapalli(M) has submitted his explanation i.e.,

"I rejected the transfer order issued by you. As I am not bound to obey the illegal transfer order, I rejected the transfer order issued by you. I request you please kindly allot a place through counseling by implementing Hon'ble High Court interim orders in W.P.23592 without taking reference of G.O.No.59". I rejected transfer order because it was issued by violating Hon'ble High Court interim orders. Show Cause Notice for rejecting transfer and relieving orders is issued by DEO and I gave explanation to the DEO. Till now no disciplinary action is taken against me. So I have right to attend the school. Hence I attended to duties and signed in attendance register".

6. That vide ref 7th read above, the Disciplinary Authority i.e. the District Educational Officer, Kurnool i.e., Disciplinary Authority/Competent Authority has examined the entire issue and kept the teacher under the Suspension for his misconduct and misbehavior of rejecting deliberately the relieving orders and also signed in the attendance register duly recording an entry as stated above besides harassing the teachers in the school, which is highly irregular and also most absurd.

7. That vide ref 8th read above, Article of Charges have been framed against Sri D.Venkataramana, SGT, MPPS, (Main), Dudyala (V) Kothapalli (M), Kurnool District basing on the material submitted by the MEO, Kothapalli. The charged officer has submitted his written defense statement and he denied the charges framed against him,

8. That vide ref 9th read above, the Inquiry Officer was appointed as per Rule (20) of APCS (CCA)Rule 1991 Assistant Director, A.P., Model School, Kurnool to inquire into the charges framed against Sri D.Venkataramana, SGT (under Suspended), MPPS, (Main), Dudyala (V) Kothapalli (M).

9. That vide ref 10th read above, the Inquiry Officer i.e. Assistant Director, AP Models, Kurnool has submitted Inquiry report duly stating that, the Article of Charges are held proved.
10. That vide ref 11th read above, in exercise of the powers conferred by clause (c) Sub-rule (5) of rule 8 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 the Disciplinary Authority has issued revoking orders and subject to finalization of the disciplinary action and pending inquiry against Sri D.Venkataramana, SGT (under Suspension), MPPS, (Main), Duddiyala (V) Kothapalli (M) and posted to MPUPS B.Agraharam (V), Gonegandla (M) generated through online web counseling by his own web options in Teachers Transfers 2020. Further, the Mandal Educational Officer, Kothapalli (M) has served Suspension Revoked order copy to the individual Sri D.Venkataramana, SGT with proper acknowledgement on 05.07.2021. Sri D.Venkataramana, SGT received the revoking orders but, not joined in MPUPS B.Agraharam (V), Gonegandla (M).
11. That vide ref 12th read above, Sri D.Venkataramana, SGT has joined DUTY on FN of 25.01.2022 at MPUPS, B.Agraharam(V), Gonegandla(M). Further, Sri D. Venkata Ramana, SGT suspension period is 25.01.2021 to 30.06.2021 and his unauthorized absent period is from 01.07.2021 to 24.01.2022. The pay and allowances will be paid to the entire period from 25.01.2021 to 30.06.2021 (Suspension period) after finalization of disciplinary action against the individual as per rules in vogue and the period of unauthorized absent to duties from 01.07.2021 to 24.01.2022 action will be taken as pr rule 18 Note 5(n) of the Fundamental Rules of Andhra Pradesh Government and the unauthorized period will be treated as dies non and no work no pay provision. The MEO, Gonegandla has claimed his salary upto March, 2022 and an amount of Rs 60,423/- is approved in CFMS and credited in the SB Account of the individual on 21.04.2022 successfully
12. That vide ref 13th read above, the disciplinary authority i.e District Educational Officer, Kurnool has observed that, Sri.D.Venkata Ramana, Former SGT, MPPS Main Dudyala (V), Kothapalli (M), Kurnool (Dist) now posted at MPPS, B. Agraharam (V), Gonegandla (M) has not maintained integrity and deviated Rule – 3 of AP Civil Service (conduct) rules 1964. Hence, basing on the inquiry report of the inquiry officer and under rule 9(iv) of APCS (CCA) Rules 1991, the penalty is hereby imposed by “Withholding of 02 Annual Grade Increments without cumulative effect” in respect of Sri.D.Venkata Ramana, Former SGT, MPPS Main Dudyala (V), Kothapalli (M), Kurnool (Dist) now posted at MPPS, B. Agraharam (V), Gonegandla (M) with immediate effect.
13. That vide ref 14th read above, Sri D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M) has submitted representation (not through proper channel i.e. through MEO, Gonegandla) with a request to accept his conditional resignation to the post of SGT and he is unable to continue under the service of District Educational Officer, Kurnool and requested to accept his resignation under conditional grounds immediately .

14. That vide ref 15th read above, District Educational Officer, Kurnool has informed to Sri D.Venkataramana, SGT, as per the A.P State and Subordinate Service Rules, 1996 rules and regulations prescribed by the Govt. of AP. He is once again instructed that his conditional resignation is not acceptable because he was already relieved from the old station and he joined in the new station, further disciplinary action was concluded and imposed penalty by following the procedure laid down in APCS (CC&A) rules 1991. Hence he is also directed that, as per the rules of AP State and subordinate service rules 1996, to accept resignation the following rules applicable and requested to submit the following documents.

- 1.A member of service, shall, if he resigns his appointment, forfeit not only the service rendered by him in the particular post held by him at the time of resignation but all his previous service under the Government,
2. He is directed that, as per the rules of AP State and subordinate service rules 1996, once the resignation is accepted there is no powers to the District Educational Officer, Kurnool to re-appointment to him.
- 3.He is informed that, there will be no financial benefits will be paid to him due to tendering of resignation and this office is not responsible for the same,
- 4.He is directed to submit his under taking that he will not seek any review for his resignation duly attested by the NOTARY.
- 5.Further he is requested to submit a self declaration i.e. that he is mentally sound at the time of submission of his resignation.
- 6.He is requested to submit Medical Certificate issued by the Civil Assistant Surgen that he is Sound Mind Health at the time of submission of representation.
- 7.He is requested to submit No Due Certificate issued by the Mandal Educational Officer, Kothapalli and Mandal Educational Officer, Gonegandla.

Sri. D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M) has attended O/o.DEO, Kurnool and received the MEMO orders on 18.05.2022 and orally stated to accept his resignation without submitting the above documents.

Sri. D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M) in the reference 16th read above has submitted a representation that he is withdrawing his resignation, dt: 22.04.2022 and requested to treat that his resignation is withdrawn.

Sri. D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M) in the reference 17th read above has once again submitted a representation that he is resigning to his job due to the illegal and inhuman actions done to him and requested to accept his resignation under conditional grounds.

Sri. D.Venkataramana, SGT, MPUPS, B. Agraharam(V), Gonegandla (M) attitude is very peculiar. He is not interested to do his duty. He has not joined in the duty several times even though instructions issued many times to join in duty. He frequently comes to the O/o the District Educational Officer, Kurnool and causes disturbance in the duties of the office staff. He utters unparliamentary language to the staff of the O/o District Educational Officer, Kurnool & Mandal Educational Officers. He has asked for acceptance of his resignation several times.

Sri. D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M) is explained the consequences that will happen after resignation. But, his attitude is not changed. His rude behavior makes everyone fear and they escaping from him.

In view of the above, request of Sri. D.Venkataramana, SGT, MPUPS, B.Agraharam(V), Gonegandla(M) and as Rule 30 (c) (d) of AP State and Subordinate Service Rules 1996 is hereby permitted to Sri. D.Venkataramana, SGT to resign from service on the A.N. of 27.07.2022 subject to the following conditions.

- 1.He is forfeit the entire service rendered by him in the post of SGT due to his resignation.
2. He is directed that, as per the rules of AP State and subordinate service rules 1996, once the resignation is accepted there is no powers to the District Educational Officer, Kurnool to re-appointment to him.
- 3.He is not eligible for any financial benefits from the Government and this office is not responsible for the same.
4. He is not eligible for any pensionary benefits as per Rules prescribed in the AP revised Pension Rules 1980.

Receipt of these proceedings should be acknowledged.

Dr. V. RANGA REDDY,
District Educational Officer,
Kurnool.

To
Sri. D.Venkataramana, SGT, Behind 76 plot, Happy homes, Opposite Depaul High School,
Kariven (V), Athmakur (M).

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